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UNITED STATES DISTRICT COURT
For the
SOUTHERN DISTRICT OF NEW YORK

OVERSEAS PRIVATE INVESTMENT CORPORATION

Plaintiff,

vs

PETER EUGENE GERWE,

Defendant.

ECF CASE

Civil Action No.12CV5833

Judge Abrams

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Declaration of Steven Smith, sworn to January , 2013, the complaint and the exhibits annexed thereto, Plaintiff's Statement Pursuant to Local Rule 56.1, the memorandum of law, and upon all the pleadings heretofore filed in this action, plaintiff, Overseas Private Investment Corporation ("OPIC"), by its attorney, Linda T. Taverni, will move this Court before the Honorable Ronnie Abrams, for an order granting summary judgment as demanded in the complaint pursuant to Federal Rule of Civil Procedure 56 and Local Rule 56.1, and for such other relief as the Court deems just.

Dated: Chestertown, New York
February 12, 2013

/s/Linda T. Taverni
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